

PTO/SB/36 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

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**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST  
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	09/924,022
Filing Date	August 7, 2001
First Named Inventor	Bruce E. McNair
Title	Simulcasting OFDM System Having .....
Atty Docket Number	ATT-020PUS
Group Art Unit	2681
Examiner	Not Yet Assigned

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I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

April 25, 2002

Date

Signature

Paul D. Durkee

Typed or printed name

CA f64  
7/31/02

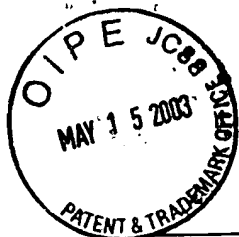
This request must be signed in compliance with 37 CFR 1.33(b).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bruce E. McNair

Serial No.: 09/924,022

Filed: August 7, 2001

Entitled: A SIMULCASTING OFDM SYSTEM  
HAVING MOBILE STATION LOCATION  
IDENTIFICATION

Docket No.: ATT-020PUS

Group Art Unit: 2681

Examiner: Not Yet Assigned

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Certificate of Mailing (37 C.F.R. 1.8(a))

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13 May 03  
Date of Signature  
and Mail Deposit

By: Paul D. Durkee  
Paul D. Durkee  
Reg. No. 41,003  
Attorney for Applicant(s)

Mail Stop PGPUB  
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Alexandria, VA 22313-1450

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Sir:

LETTER

A Request to Rescind Previous Nonpublication Request was filed on April 25, 2002, a copy of which is enclosed. The above-identified patent application was filed on August 7, 2001 and no earlier priority date is claimed. Accordingly, it was expected that the application would publish on or about February 25, 2003. However, Applicant believes that the application has not yet been published.

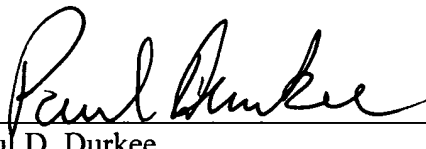
Please provide status on publication of the application.

It should be noted that a Petition to Revive the application was filed on May 8, 2003 for failing to notify the Office of a Foreign filing.

Please do not hesitate to contact the below signing attorney if there are any questions regarding this submission or this application.

Respectfully submitted,

13 May 03  
Date

  
\_\_\_\_\_  
Paul D. Durkee  
Reg. No. 41,003  
Attorney for the Applicant(s)  
Daly, Crowley & Mofford, LLP  
275 Turnpike Street, Suite 101  
Canton, MA 02021-2310  
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pdd@dc-m.com



Docketed

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Appl. No. C91924,022 Attorney Docket No. ATT-020PUS By: EDD/AMC  
Title: SIMULCASTING OFDM SYSTEM HAVING MOBILE STATION LOCATION  
Application of: GRACE E. MCNAUL  
\*The Following, DUE \_\_\_\_\_ in the U.S. PTO, was received in the Mail Room on the date stamped hereon:

- |   |  |
|---|--|
| <input type="checkbox"/> Mailing by Express Mail (37 CFR 1.10)  | <input type="checkbox"/> PCT Request 101 (____ sheets)                     |
| <input type="checkbox"/> Express Mail Label No.   | <input type="checkbox"/> Chapter II Demand                                 |
| <input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)  | <input type="checkbox"/> PCT Fee/Calculation/Authorization Sheet           |
| <input type="checkbox"/> Application for Patent incl. _____ pgs.  | <input type="checkbox"/> Response to Correct Defects                       |
| (____ pgs.) Specification, (____ pgs.) Abstract   | <input type="checkbox"/> Check for \$ _____ Check # _____                  |
| (____ pgs.) Claims (Claims _____ - _____)   | <input type="checkbox"/> Check for \$ _____ Check # _____                  |
| <input type="checkbox"/> Declaration Petition/ Power of Attorney  | <input type="checkbox"/> Amendment/Response                                |
| <input type="checkbox"/> Design Patent Application & Declaration & Oath   | <input type="checkbox"/> Letter to Official Draftsman                      |
| <input type="checkbox"/> Drawings _____ Sheet(s) _____ Formal _____ Informal  | <input type="checkbox"/> Response to Notice to File Missing Parts          |
| (Figs. _____)   | <input type="checkbox"/> Notice of Appeal                                  |
| <input checked="" type="checkbox"/> Request <u>TO RESCIND PREVIOUS NONPUBLICATION</u> (PTO Form sb003) <u>36</u> <u>request</u> | <input type="checkbox"/> Power of Attorney                                 |
| <input type="checkbox"/> CPA/RCE  | <input type="checkbox"/> Brief (____ x3)                                   |
| <input type="checkbox"/> Revocation of Power of Attorney/Appointment of New Power of Attorney                                   | <input checked="" type="checkbox"/> Petition for Ext. of Time (x2)         |
| <input type="checkbox"/> Other _____  | <input checked="" type="checkbox"/> Transmittal Letter <u>PR/S&amp;121</u> |
| <input type="checkbox"/> Info. Disc. Statement, PTO Form 1449 and _____   | <input type="checkbox"/> Fee Transmittal Letter                            |
| Reference(s) Cited _____  | <input type="checkbox"/> Assignment  |
|   | <input type="checkbox"/> Maintenance Fee Transmittal                       |

Mailing Date April 25, 2002

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/924,022	
	Filing Date	August 7, 2001	
	First Named Inventor	Bruce E. McNair	
	Art Unit	2681	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	5	Attorney Docket Number	ATT-020PUS

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Letter
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	Copy of Post Card dated 4-25-03
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		Copy of Request to Rescind Previous Non-Publication Request
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
<div>Remarks</div> <p>In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.</p>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Paul D. Durkee Reg. No. 41,003
Signature	Daly, Crowley & Mofford, LLP <i>Paul D. Durkee</i>
Date	May 13, 2003

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop PGPUB - Patent, Commissioner for Patents, P. O. Box 1450, Alexandria VA 22313-1450 on this date: May 13, 2003	
Typed or printed	Paul D. Durkee
Signature	<i>Paul D. Durkee</i>
Date	May 13, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PGPUB - Patents, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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